

44B-07/PJG

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NOVOROSSIYSK SHIPPING COMPANY,

Plaintiff,

-against-

SUN ENERGY TRADING LTD.,

Defendant.
-----X

07 Civ. 8017 (PAC)

**STIPULATION AND ORDER
OF DISMISSAL PURSUANT
TO RULE 41**

The Defendant, not having appeared, answered or having filed a motion for summary judgment, and the Plaintiff having reported to the Court that an agreement was reached between the parties and substitute security arranged, the above-entitled action is hereby discontinued without prejudice and without costs pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and the attachment issued herein is withdrawn and cancelled.

Dated: October 4, 2007

FREEHILL HOGAN & MAHAR, LLP
Attorneys for Plaintiff


By: 

Peter J. Gutowski (PG 2200)

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SO ORDERED: 10-4-07


HON. PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE